

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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IN RE: AUTOMOTIVE PARTS  
ANTITRUST LITIGATION

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: Master File No. 12-md-02311  
: Hon. Marianne O. Battani  
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IN RE: RADIATORS

: 2:13-cv-01003-MOB-MKM

IN RE: ATF WARMERS

: 2:13-cv-10803-MOB-MKM  
: 2:13-cv-02403-MOB  
: 2:13-cv-14225-MOB-MKM

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THIS DOCUMENT RELATES TO:

ALL END-PAYOR ACTIONS

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**END-PAYOR PLAINTIFFS' NOTICE OF MOTION FOR PRELIMINARY  
APPROVAL OF PROPOSED SETTLEMENT WITH T.RAD AND  
PROVISIONAL CERTIFICATION OF SETTLEMENT CLASS**

Pursuant to Federal Rule of Civil Procedure 23(c) and (e), End-Payor Plaintiffs hereby move the Court for an Order to:

- (1) Preliminarily approve the proposed settlement of the above-captioned litigations with Defendants T.RAD Co., Ltd. and T.RAD North America, Inc., (together, "T.RAD");
- (2) Provisionally approve the proposed Settlement Classes;
- (3) Stay the proceedings against T.RAD in accordance with the terms of the Settlement Agreement;
- (4) Authorize End-Payor Plaintiffs to provide notice of the Settlement Agreement to members of the Settlement Classes at a later date in a form and manner to be approved in advance by this Court; and

(5) Appoint Interim Co-Lead Class Counsel for End-Payor Plaintiffs as Settlement Class Counsel for purposes of this settlement.

In support of this Motion, End-Payor Plaintiffs rely upon and incorporate by reference herein the facts and legal arguments set forth in the accompanying Memorandum of Law.

T.RAD consents to this motion and to the entry of the proposed order.

Date: August 24, 2015

/s/ E. Powell Miller

E. Powell Miller

Devon P. Allard

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*Interim Co-Lead Class Counsel for the  
Proposed End-Payor Plaintiff Classes*

**CERTIFICATE OF SERVICE**

I, Omar Ochoa, hereby certify that I caused a true and correct copy of **END-PAYOR PLAINTIFFS' NOTICE OF MOTION FOR PRELIMINARY APPROVAL OF PROPOSED SETTLEMENT WITH T.RAD AND PROVISIONAL CERTIFICATION OF SETTLEMENT CLASS** to be served via e-mail upon all registered counsel of record via the Court's CM/ECF system on August 24, 2015.

/s/ Omar Ochoa  
Omar Ochoa